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SHARP CORPORATION and
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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13
14 IN RE: TFT-LCD (FLAT PANEL)
15 ANTITRUST LITIGATION

Master File No. 3:07-md-1827 SI
MDL No. 1827

16
17 This Document Relates To
18 Case No. 3:11-cv-00058-SI
19 COSTCO WHOLESALE CORPORATION,
20 Plaintiff,
21 v.
22 AU OPTRONICS CORPORATION, et al.
23 Defendants.

**STIPULATION AND [PROPOSED]
ORDER TO STAY CLAIMS
AGAINST SAMSUNG, SHARP, AND
TOSHIBA DEFENDANTS**

1 Plaintiff Costco Wholesale Corporation (“Costco”) and Defendants Sharp
2 Corporation and Sharp Electronics Corporation; Samsung Electronics America, Inc.,
3 Samsung Electronics Company, and Samsung Semiconductor, Inc.; and Toshiba
4 Corporation, Toshiba America Electronic Components, Inc., Toshiba America Information
5 Systems, Inc., and Toshiba Mobile Display Co. (collectively, “Stipulating Defendants”)
6 hereby stipulate as follows:

7 STIPULATION

8 WHEREAS on September 9, 2011 the Court issued an order compelling arbitration
9 of Costco’s claims against Stipulating Defendants;

10 WHEREAS on September 29, 2011 Costco filed an Amended Complaint, naming
11 Stipulating Defendants among the defendants;

12 WHEREAS on October 11, 2011, Costco filed a demand for arbitration with the
13 American Arbitration Association, naming as respondents the Stipulating Defendants;

14 NOW, THEREFORE, Costco and the Stipulating Defendants, through their
15 undersigned respective counsel, stipulate and request that the Court order as follows:

16 1. Costco’s claims against the Stipulating Defendants are stayed pending the
17 completion of the arbitration, pursuant to section 3 of the Federal Arbitration Act, 9 U.S.C.
18 § 3;

19 2. The Stipulating Defendants need not respond to Costco’s Amended Complaint.

20
21 IT IS SO STIPULATED.

22
23 Dated: October 17, 2011.

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Attorneys for Plaintiff COSTCO WHOLESALE
CORPORATION

SO ORDERED: 

The Honorable Susan Illston
District Court Judge

10/18/11

Date Entered

ATTESTATION: Pursuant to General Order 45, Part X-B, the filer attests that
concurrence in the filing of this document has been obtained from the above-named parties.